



1713

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-714-G)

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NOV 20 2003

TC 1700

In Re Application of:

Chad A. Mirkin, et al.

Serial No.: 09/830,620

Filed: November 30, 1999

For: NANOPARTICLES WITH
POLYMER SHELLS

Examiner: Robert D. Harlan

Group Art Unit: 1713

Confirmation No. 9430

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

TRANSMITTAL LETTER

1. We are transmitting herewith the attached:

- a) Response to Office Action dated September 26, 2003
- b) Return Receipt Postcard

2. With respect to additional fees:

No additional fee is required.

3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.10: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee", addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on this 27 day of October, 2003 under the Express Mail label No. EV333632255US.Dated: Oct. 27, 2003By: 

Emily Miao
Reg. No. 35,285



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RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action dated September 26, 2003. The Applicants believe that no extension of time is due as October 26, 2003 fell on a Sunday. If the Commissioner believes otherwise, the Commissioner is authorized to deduct the extension fee (small entity) from the undersigned representative's deposit account no. 13-2490.

The Applicants provisionally elect the invention of Group I (claims 1-42) and nanoparticle as the single species, with traverse. The Applicants submit that unity of invention exists at least with respect to Groups I, III and IV. Group III includes method claim 54 which depends from the nanoparticle claim 40 of Group I. Similarly, Group IV includes kit claim 60 which depends from the nanoparticle claim 40 of Group I. Hence, Groups I, III, and IV share a

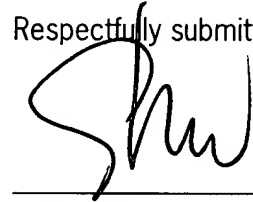
common inventive nanoparticle feature. Accordingly, withdrawal of the unity of invention objection as applied to Group I, III, and IV is in order and is respectfully requested.

Prompt consideration and entry of this amendment is respectfully requested.

Respectfully submitted,

Dated: Oct. 27, 2003

By :



Emily Miao
Reg. No. 35,285

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